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Attorneys for Defendants

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

SAN FRANCISCO DIVISION

IN RE NATIONAL SECURITY AGENCY TELECOMMUNICATIONS RECORDS LITIGATION	**No. M:06-cv-01791-VRW**
This Document Relates Only To: *Center for Constitutional Rights v. Bush,* (Case No. 07-1115)	**DEFENDANTS' NOTICE OF PRIOR LODGING OF CLASSIFIED DECLARATION OF MAJ. GEN. RICHARD J. QUIRK FOR *IN CAMERA, EX PARTE* REVIEW**
	Judge: Hon. Vaughn R. Walker Date: August 9, 2007 Time: 2 p.m. Courtroom: 6, 17th Floor

Dockets.Justia.com

Defendants, through their undersigned counsel, hereby provide notice of the prior submission, for the Court's *in camera*, *ex parte* consideration, of the following materials in support of the United States' assertion of the military and state secrets privilege and motion to dismiss or, in the alternative, for summary judgment in this action:

The *In Camera*, *Ex Parte* Classified Declaration of Major General Richard J. Quirk, Signals Intelligence Director, National Security Agency.[1]

This classified declaration was lodged in this action on May 26, 2006, and a notice of lodging was filed at that time on the public docket in the Southern District of New York, where the case was pending. Because that notice of lodging may not have been transferred to this Court when the case was transferred (the notice is missing from this Court's electronic docket), we are providing the notice again in the interest of clarity. The declaration is available for the Court's *in camera, ex parte* review upon the Court's request.

DATED: June 8, 2007

Respectfully Submitted,

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[1] An unclassified version of this document has been filed on the public record.

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